IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

**WRIT PETITION NO. 4215 OF 2006**

Shri Surendralal C. Shah, since deceased his LRs :
1. Smt. Sulabha Surendralal Shah .. Petitioner.

V/s.

Uruli Kanchan Gramin Bigar Sheti Sahakari Patha Sanstha Maryadit, at Uruli Kanchan .. Respondent.

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Mr.M.B.Baadkar for the Petitioner.

Mr.G.S.Godbole for the Respondent.

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**CORAM : R.M. SAVANT, J.**

**DATED : 08th JUNE, 2007.**

**P.C.:**

. This petition impugns the order dated 17th of November, 2000 passed by the VIII Addl.District Judge, Pune, by which order the Review Petition No. 748 of 2000 filed by the petitioner, came to be dismissed.

2. The petitioner is a plaintiff landlord who had filed civil Suit No. 597 of 1997 for eviction of the respondent herein. The said suit came to be dismissed vide order dated 14.09.1998. Aggrieved by the same, the petitioner herein filed Appeal No. 815 of 1998, which

also came to be dismissed on 27.06.2000. Thereafter, a review application was preferred for review of the judgment passed by the Appellate Court specially on the ground that the evidence has not been properly appreciated. The said review application also came to be dismissed.

3. While dismissing the said review petition, the trial court has observed that no case for review has been made out and in fact the petitioner was seeking reappreciation of the evidence, which was impermissible in the review jurisdiction. I do not find any error in the reasoning given by the trial court for this court to interfere under Article 227 of the Constitution of India. The petition is accordingly dismissed.

(R.M.SAVANT,J.)

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